

ORIGINAL

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FILED

DISTRICT COURT OF GUAM

NOV - 9 2005

MARY L.M. MORAN
CLERK OF COURT

9 IN THE UNITED STATES DISTRICT COURT

10 FOR THE TERRITORY OF GUAM

11 12 UNITED STATES OF AMERICA,) CRIMINAL CASE NO. 05-00082
13 Plaintiff,)
14 vs.)
15 EUN YOUNG LEE, aka)
16 EUN YOUNG CHO,)
17 Defendant.)
18

INDICTMENT

CRIMINAL CONSPIRACY

[18 U.S.C. § 371]

(Count I)

**BRIBERY CONCERNING PROGRAM
RECEIVING FEDERAL FUNDS**

[18 U.S.C. § 666(a)(1)(B)]

(Count II)

19 THE GRAND JURY CHARGES:

20 1. At all times relevant to this Indictment, the Guam Department of Revenue and

21 Taxation (the Department) was a component unit and agency of the Government of Guam. The
22 Department's responsibilities included the licensing, registration, and connected enforcement
23 functions relating to the operation of motor vehicles on Guam. In particular, the Department was
24 responsible for administering the licensing examination program for all drivers on Guam's
25 highways. To this end, the Department created the Motor Vehicle Division and employed motor
26 vehicle examiners to administer eye examinations, driving tests, and other tests necessary to
27 ensure that the holder of a Guam driver's license was qualified to operate a motor vehicle safely.

2. At all times relevant to this indictment, the Guam Department of Revenue and Taxation received federal assistance in excess of \$10,000 during a one-year period between November 8, 2004, and November 8, 2005.

3. At all times relevant to this indictment, the Guam Department of Revenue and Taxation had a Memorandum of Understanding and Agreement with the University of Guam, wherein the University would proctor, score and tabulate written examinations taken by applicants for a Guam driver's license. A passing score on the written examination was required before the applicant could receive a Guam driver's license.

4. At all times relevant to this indictment, defendant EUN YOUNG LEE had contracted with the University of Guam to act as a Korean translator for the Driver's License Written Examination and other translation assignments related thereto. Her duties included truly and accurately translating the examination from English into Korean for the benefit of Korean-speaking applicants for Guam driver's licenses.

COUNT I - CONSPIRACY TO RECEIVE BRIBES

5. Paragraphs 1 through 4 are incorporated and realleged herein.

6. Beginning on or about November 9, 2000, the exact date being unknown to the Grand Jury, and continuing through November 9, 2005, within the District of Guam and elsewhere, the defendant herein, EUN YOUNG LEE, did willfully and knowingly combine, conspire, confederate and agree with others, both known and unknown to the Grand Jury, to commit offenses against the United States, to-wit: Receipt of a Bribe by an Agent of an Organization Receiving Federal Funds in violation of Title 18, United States Code, § 666(a)(1)(B), and to aid, abet, counsel, command, induce and procure the conspiracy charged in this count and willfully cause others to perform acts and make statements in furtherance of the conspiracy, in violation of Title 18, United States Code, §§ 2 and 371.

OBJECT OF THE CONSPIRACY

7. It was an object of the conspiracy for EUN YOUNG LEE and employees of the Motor Vehicles Division to receive financial gain by issuing Guam driver's licenses to persons who had

not passed the examinations required for such licenses.

OVERT ACTS

In furtherance of the conspiracy and in order to effect the objects thereof, the defendant EUN YOUNG LEE and her co-conspirators performed the following overt acts, among others, in the District of Guam and elsewhere:

8. On March 10, 2005, EUN YOUNG LEE received \$1,000 to secure the issuance of two Guam driver's licenses.

9. EUN YOUNG LEE and co-conspirators working in the Motor Vehicle Division issued two Guam driver's licenses in the names of two individuals who had not taken or passed the examinations necessary to secure such licenses legally.

ALL IN VIOLATION OF Title 18, United States Code, §§ 2 and 371.

COUNT II - BRIBERY CONCERNING PROGRAM RECEIVING FEDERAL FUNDS

10. Paragraphs 1 through 4 are incorporated and realleged herein.

11. On or about , 2005, in the District of Guam, the defendant herein, EUN YOUNG LEE, being an agent of a local government agency, to-wit: the Guam Department of Revenue and Taxation, did knowingly and corruptly solicit, demand, accept and agree to accept something of value from Michael Ho, intending to be influenced and rewarded in connection with a business and transaction, or series of transactions of the Guam Department of Revenue and Taxation involving something of value of \$5,000 or more, to-wit: the issuance of two Guam driver's

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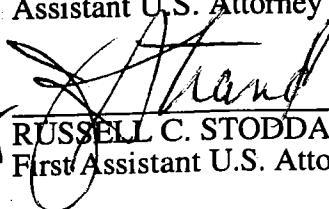
1 licenses to persons who had not passed the examinations required to hold such licenses lawfully,
2 ALL IN VIOLATION of Title 18, United States Code, §§ 2 and 666(a)(1)(B).

3 Dated this 9th day of November, 2005.

4 A TRUE BILL.
5
6
7 
Foreperson

8 LEONARDO M. RAPADAS
9 United States Attorney
Districts of Guam and NMI

10
11 By: Karon V. Johnson
12 KARON V. JOHNSON
13 Assistant U.S. Attorney

14 
15 RUSSELL C. STODDARD
First Assistant U.S. Attorney

Place of Offense:

City Hagåtña

Related Case Information:

05-00082

Country/Parish _____

Superseding Indictment _____ Docket Number _____
Same Defendant _____ New Defendant X
Search Warrant Case Number _____
R 20/ R 40 from District of _____

Defendant Information:

Juvenile: Yes No Matter to be sealed: Yes NoDefendant Name EUN YOUNG LEEAlias Name EUN YOUNG CHOAddress

_____Birthdate ____ SS# ____ Sex F Race A Nationality Korean

U.S. Attorney Information:

AUSA Karon V. JohnsonInterpreter: No Yes List language and/or dialect: _____

RECEIVED
NOV - 9 2005
DISTRICT COURT OF GUAM
HAGATNA, GUAM

Location Status:

Arrest Date _____
 Already in Federal Custody as of _____ in _____
 Already in State Custody
 On Pretrial Release

U.S.C. Citations

Total # of Counts:	<u>2</u>	Petty	Misdemeanor	<input checked="" type="checkbox"/> Felony	
	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>			<u>Count(s)</u>
Set 1	<u>18 USC 371</u>	<u>Criminal Conspiracy</u>			<u>1</u>
Set 2	<u>18 USC 666(a)(1)(B)</u>	<u>Bribery Concerning Program Receiving Federal Funds</u>			<u>2</u>
Set 3	<u>3</u>				
Set 4	<u>4</u>				

(May be continued on reverse)

Date: 11/9/05 Signature of AUSA: Karon V. Johnson